

(C.No.29261/Vig.VII(2)/2008)

Sub:- PS - Allegation of Corruption against Sri D.Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi Village I/c Polepalli and Neelakantapuram Villages of Butchiyyapeta Mandal, Visakhapatnam Dist.- Trapped on 7-6-2008- Reg.

Ref:- Radio Message from DSP, ACB, Visakhapatnam, dt.7/8-6-2008(addressed to Collector, Visakhapatnam)

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The message received from DSP, ACB, Visakhapatnam may be seen at page 1 c.f.

The Deputy Superintendent of Police, ACB, Visakhapatnam informed that Sri Devaguptapu Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi Village I/c Polepalli and Neelakantapuram Villages of Butchiyyapeta Mandal, Visakhapatnam Dist. was caught red handed by ACB on 7-6-2008 when he demanded and accepted Rs.2000/- from the complainant Sri D.Rambabu @Ramulu for doing official favour of issue sale letter(ownership of the property). The chemical test conducted on the Accused Officer yielded positive result. The A.O was arrested on 7-6-2008 at 20.00 hours and further requested to place the Accused officer under suspension in terms of Memo No.36761/Ser.C/2004, dt.12-3-2004 of GA(Ser.C) Dept.

In this connection it is submitted that as per Circular Memo No.177/Spl.C/2003-1, dt.13-2-2003, on receipt of wireless message against the officer who is caught directly or indirectly in the act of accepting the bribe, irrespective of whether the phenolphthalein test yielded positive result or not, the officer may be placed under suspension.(Chapter XV of Vigilance Manual Vol.I)

In the instant case, the individual is under the control of the Collector, hence instructions may be issued to the Collector, Visakhapatnam for placing the individual under suspension. Subject to orders, draft Memo is submitted for approval.

GOVERNMENT OF ANDHRA PRADESH  
REVENUE(VIG.VII) DEPARTMENT

Memo No.29261/Vig.VII(2)/2008-1.

dt.13-06-2008

Sub:- P.S - Allegation of corruption leveled against Sri D.Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi Village, Butchiyyapeta Mandal, Visakhapatnam Dist. - Request to place the individual under suspension - Reg.

Ref:- Radio Message, dt.7/8-6-2008(Copy marked to Collector, Visakhapatnam)

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The attention of the Collector & District Magistrate, Visakhapatnam is invited to the ref. cited, wherein it was informed that Sri D.Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi Village, Butchiyyapeta Mandal, Visakhapatnam Dist was trapped on 7-6-2008 by the ACB and was arrested on 7-6-2008. As he was involved in moral turpitude, Collector is requested to place Sri D.Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi Village, Butchiyyapeta Mandal, Visakhapatnam Dist under suspension immediately in terms of Memo No.36761/Ser.C/2004, dt.12-3-2004 and to take action to file caveat petition in APAT/APHC immediately so as to restrain the accused Officer from obtaining stay orders on suspension and send the compliance report to Government immediately.

M.RAMAI AH  
DEPUTY SECRETARY TO GOVERNMENT

To,

The Collector, Visakhapatnam District.

The Special Chief Secretary & Chief Commissioner of Land Administration, Hyderabad

Copy to :

The Director General , Anti Corruption Bureau, Hyderabad.

The Vigilance Commissioner, A.P.Vigilance Commission, Hyderabad.

Sf/Sc.

//FORWARDED BY ORDER//

SECTION OFFICER

(From the APVC LrNo.3445/VC.C3/2008-2, dt.28-1-09)

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Please see the letter dt. 28.1.2009 of the APVC, Hyd. at page 95 c.f.

The issue in the file relates to the allegation of demand and acceptance of bribe amount leveled against Sri D.Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi Village, Butchiyyapeta Mandal, Visakhapatnam Dist.

Brief History of the case:

Sri D.Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi Village, Butchiyyapeta Mandal, Visakhapatnam Dist. was trapped by ACB officials on 7-6-2008 when he demanded and accepted Rs.2000/- from the complainant for doing official favour of issue of Sale letter(Ownership of the property). He was placed under suspension by Collector, Visakhapatnam at the instance of ACB officials on 7-6-2008 vide Procs.No.2009/2008

The Director General, Anti Corruption Bureau while furnishing the final report vide his Lr., dt.28-1-2009 also recommended to prosecute Sri D.V.K Srinivasa Rao, VRO, Kandipudi Village, Butchiyyapeta Mandal, Visakhapatnam Dist. in a court of Law as the charge of acceptance of bribe leveled against him is held substantiated.

Now, the Vigilance Commissioner in this matter has advised to consider and accord sanction for prosecution of the A.O. in a court of law for the offences punishable under section 7, 13(2) r/w 13(1) (d) of P.C.Act., 1988 and accord sanction for prosecution.

In view of the above it is for consideration and orders whether Sri D.Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi Village, Butchiyyapeta Mandal, Visakhapatnam Dist. may be prosecuted in a court of

law for the offences punishable under section 7, 13(2) r/w 13(1)(d) of P.C.Act., 1988

After Orders are passed the file may be circulated to M(Rev) for approval.

#### ABSTRACT

Public Services – Revenue Department – Allegation of corruption against Sri D.V.K.Srinivasa Rao, Village Revenue Officer, Kandipudi village, I/c Polepalli

and Neelakantapuram villages of Butchayyapeta Mandal, Visakhapatnam District - Trapped on 7-6-2008 - Sanction of Prosecution - Orders - Issued.

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REVENUE(VIG.VII) DEPARTMENT

G.O.Ms.No.

Dated: -3-2009

ORDER

Whereas, Sri Devaguptapu Venkata Kanka Srinivasa Rao worked as Village Revenue Officer, Kandipudi village, I/c Polepalli and Neelakantapuram villages of Butchayyapeta Mandal, Visakhapatnam District from 8-2-2007 to 7-6-2008 and as such he is a Public Servant as defined under section 2© of the Prevention of Corruption Act, 1988.(Central Act 49 of 1988)

And whereas, Sri Dandru Rambabu @ Ramulu, S/o late Balayya, Coolie residing at Upparagudem village, near Pedamadeen, Butchayyapeta Mandal, Visakhapatnam District, intended to sell his property Ac.0.87 Cents of Agricultural land in Sy.No.s.76-5,76-7 of Kovilapalli village limits. As he has no pass book of the said property, he has to obtain ownership certificate from Tahsildar, Butchayyapeta Mandal, Visakhapatnam District. About one month prior to 6-6-2008, he submitted an application to the Tahsildar, Mandal Revenue Office, Butchayyapeta Mandal for the Sale letter(ownership of the property) of his property. At that time, Sri D.V.K.Srinivasa Rao, Village Revenue Officer was also present in the office, and Sri D.Rambabu was asked to come afterwards. Sri D.Ramababu met the Village Revenue Officer, Sri D.V.K.Srinivasa Rao several times and the Village Revenue Officer, Sri D.V.K.Srinivasa Rao demanded him a bribe of Rs.2,000/- to do his work. Finally, Sri D.Rambabu met the Village Revenue Officer, Sri D.V.K.Srinivasa Rao after one week and requested him to do his work, but the Village Revenue Officer, Sri D.V.K.Srinivasa Rao again demanded Sri D.Rambabu to pay a bribe of Rs.2,000/- and stated clearly that his work would be done only after payment of bribe of Rs.2000/-. As there was no other way, Sri D.Rambabu asked some time to arrange money. The Village Revenue Officer, Sri D.V.K.Srinivasa Rao directed him to bring the bribe amount of Rs.2,000/- on 7-6-2008, so that he would be issued Sale letter(ownership of the property)

And whereas, Sri Dandru Rambabu @ Ramulu went to the office of the Deputy Superintendent of Police, Anti-Corruption Bureau Visakhapatnam and lodged a written report on 6-6-08 at 1500 hours. Subsequently, the

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Deputy Superintendent of Police, after due verification, registered the same as a case in Cr.No.10/RC-VSP/2008 under section 7 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) on 7-6-2008 and investigated into the matter.

And whereas, during the course of trap on 7-6-2008 at 16.50 hours Sri Devaguptapu Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi village, I/c Polepalli and Neelakantapuram villages of Butchayyapeta Mandal, Visakhapatnam District demanded and accepted a bribe amount of Rs.2,000/- from Sri Dandru Ramulu. The Village Revenue Officer, Sri D.V.K.Srinivasa Rao received the bribe amount with his right hand, counted with both hands and kept the same in the right drawer of his table. Both the hand fingers of Sri D.V.K.Srinivasa Rao and the upper portion of the telephone receipt No.4039985 of Telephone no.2445572, which came in contact with the tainted currency proved positive when subjected to Sodium Carbonate test. The bribe amount of Rs.2000/- was recovered and the same was compared, the serial Numbers of the tainted currency notes tallied with the Numbers mentioned in the pre-trap proceedings.

And whereas, the aforesaid acts of Sri Devaguptapu Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi village, I/c Polepalli and Neelakantapuram villages of Butchayyapeta Mandal, Visakhapatnam District constitute offences punishable under section 7 and sub section(2) of section 13 readwith clause (d) of sub section(1) of section 13 of the Prevention of corruption Act, 1988(Central Act 49 of 1988).

And whereas, Government of Andhra Pradesh being the competent authority to remove Sri D.V.K. Srinivasa Rao, Village Revenue Officer from Government service after fully and carefully examining the material placed before them in respect of the said case and having regard to the facts and circumstances of the case consider that Sri Devaguptapu Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi village, I/c Polepalli and Neelakantapuram villages of Butchayyapeta Mandal, Visakhapatnam District should be prosecuted in a court of law for the aforesaid offences.

Now, therefore, in exercise of the powers conferred under clause(b) of the sub section(1) of section 19 of the Prevention of Corruption Act, 1988(Central Act 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for prosecution of the said Sri Devaguptapu Venkata Kanaka Srinivasa Rao, Village Revenue Officer, Kandipudi village, I/c Polepalli and Neelakantapuram villages of Butchayyapeta Mandal, Visakhapatnam District for the aforesaid offences punishable under sections 7 and sub section(2) of section 13 read with clause(d) of sub-section (1) section 13 of the Prevention

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of Corruption Act, 1988(Central Act 49 of 1988), and for any other cognate offences punishable under any provisions of law for the time being in force in respect of the aforesaid act and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General  
Anti Corruption Bureau  
Hyderabad

Please see the orders in circulation at page 4 ante. Accordingly, draft sanction of Prosecution order is submitted below for approval. After approval the file may sent to Law department for vetting of draft sanction of prosecution order.